

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ALEXANDER FINANCE C.D., INC.	:	
Plaintiff,	:	CIVIL ACTION
	:	
v.	:	
	:	
ARKADY SIROTOVSKY, et.al.,	:	
Defendants and Third-Party	:	No. 02 CV 4977
Plaintiffs,	:	
	:	
v.	:	
	:	JURY TRIAL DEMANDED
PENN FINANCIAL GROUP, INC. et.al.	:	
Third-Party Defendants.	:	

ORDER

AND NOW, this _____ day of _____, 2004, upon consideration of the Motion of Third-Party Defendant GENE BURD to dismiss the Counterclaim of Defendants/Third-Party Plaintiffs ARKADY SIROTOVSKY, NATALIA SIROTOVSKY, MYKHAILO FITIAK, LARISSA FITIAK, ADOLF GAVRILOV, and LYUDMILA ANDRIANOVA, pursuant to the Federal Rule of Civil Procedure 12(b)(6); or, alternatively, to direct Plaintiffs to file a More Definite Statement pursuant to the Federal Rule of Civil Procedure 12(e), and any response thereto, and for good cause shown, it is ORDERED that the motion is GRANTED;

It is further ORDERED, that Counterclaim is dismissed as to Third-Party Defendant GENE BURD in its entirety and with prejudice.

BY THE COURT:

Berle M. Schiller, J.